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Attorneys for Defendant  
AT&T MOBILITY LLC

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

BABAK PISHVAEE, individually, and on behalf of  
a class of similarly situated individuals,

Plaintiff,

v.

VERISIGN, INC., a California corporation, M-  
QUBE, INC., a Delaware corporation, and AT&T  
MOBILITY LLC, formerly known as Cingular  
Wireless LLC, a Delaware corporation,

Defendants.

Case No.: C-07-3407

**MOTION OF DEFENDANT AT&T  
MOBILITY LLC TO COMPEL  
ARBITRATION AND TO DISMISS  
CLAIMS PURSUANT TO THE  
FEDERAL ARBITRATION ACT**

Date: February 11, 2008  
Time: 9:00 a.m.

Honorable James Ware

PLEASE TAKE NOTICE that on February 11, 2008, at 9:00 a.m., defendant AT&T  
Mobility LLC ("AT&T") will move and hereby does move for an order (1) compelling plaintiff  
Babak Pishvae to arbitrate his claims against AT&T pursuant to 9 U.S.C. § 4; and (2)  
dismissing Pishvae's claims against AT&T. In support of its motion, AT&T concurrently files  
the attached Memorandum of Points and Authorities; the Declarations of Neal S. Berinhout,  
Richard A. Nagareda, and Michael J. Stortz, and all exhibits thereto; and a proposed order.

1 DATED: November 20, 2007

MAYER BROWN LLP

2 By: /s/ Donald M. Falk  
3 Donald M. Falk

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5 *Attorneys for Defendant AT&T MOBILITY LLC*  
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**CERTIFICATE OF SERVICE**

This certifies that on November 20, 2007, I electronically filed the within and foregoing:

**MOTION OF AT&T MOBILITY LLC TO COMPEL  
ARBITRATION AND TO DISMISS LITIGATION  
PURSUANT TO THE FEDERAL ARBITRATION ACT**

with the Clerk of Court using the CM/ECF system, which will automatically send email notification of such filing to the following attorneys of record:

William M. Audet  
James Cooper  
Ronald L. Johnston  
Adel A. Nadji  
Laura Riposa Van Druff  
Angel Lisa Tang

/s/ Donald M. Falk